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9 **Attorneys for Plaintiff**  
10 **GARDEN CITY BOXING CLUB, INC.**

11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **GARDEN CITY BOXING CLUB, INC.,**

14 **Plaintiff,**

15 **vs.**

16 **MIGUEL JUAREZ ZAVALA, et al.**

17 **Defendants.**

18 **CASE NO. C 07-05925 MMC**

19 **PLAINTIFF'S APPLICATION**  
20 **FOR AN ORDER EXTENDING**  
21 **TIME TO COMPLETE SERVICE;**  
22 **AND CONTINUE INITIAL CASE**  
23 **MANAGEMENT CONFERENCE;**  
24 **AND ORDER (~~Proposed~~)**

25 **TO THE HONORABLE MAXINE M. CHESNEY, MIGUEL JUAREZ**  
26 **ZAVALA, AND ZAVALA CORP. DEFENDANTS, AND THEIR ATTORNEY/S**  
27 **OF RECORD:**

28 1. On November 26, 2007, Plaintiff's Complaint was filed against Defendant Miguel Juarez Zavala, (hereinafter referred to as "Defendant").

29 2. On November 26, 2007, Plaintiff's Complaint was filed against Defendant Zavala Corp., (hereinafter referred to as "Defendant").

30 **PLAINTIFF'S APPLICATION FOR AN ORDER EXTENDING**  
31 **TIME TO COMPLETE SERVICE; AND ORDER (Proposed)**

3. As of this writing, Plaintiff has not yet served the initiating suit papers on defendants Miguel Juarez Zavala or Zavala Corp.

4. Plaintiff recently identified an address it believes will be valid and effective to perfect service of process against defendant Miguel Juarez Zavala. Defendant Zavala Corp. is no longer in good standing. As such, defendant Zavala Corp. has been dismissed from this action.

**WHEREFORE**, Plaintiff respectfully requests that the Court permit an additional thirty (30) days from today's date to effectuate service of the Summons and Complaint filed in this matter, or to file a motion for service by publication, or in the alternative, a Notice of Voluntary Dismissal as to Defendant Miguel Juarez Zavala.

Plaintiff additionally and respectfully requests this Honorable Court continue the Case Management Conferenece, presently set for Friday, March 7, 2008 to a date approximately thirty (30) days forward.

Respectfully submitted,

Date: February 18, 2008

*/s/ Thomas P. Riley*

**LAW OFFICES OF THOMAS P. RILEY, P.C.**

By: Thomas P. Riley, Esquire

Attorneys for Plaintiff

Garden City Boxing Club, Inc.

1 **ORDER (Proposed)**


2  
3 The Court, upon review of Plaintiff's request and representations presented in the  
4 above-entitled matter hereby orders the following:

5 Plaintiff is granted an additional thirty (30) days from today's date to effectuate  
6 service of the Summons and Complaint filed in this matter, or to file a motion for  
7 service by publication, or in the alternative, a Notice of Voluntary Dismissal as  
8 Defendant Miguel Juarez Zavala where service has not been made or service by  
9 publication requested.  
10

11 It is further ordered that the Case Management Conference presently set for  
12 Friday, March 7, 2008 is hereby continued to April 18, 2008.

13 Plaintiff shall serve a copy of this Order on Defendant Miguel Juarez Zavala,  
14 and file a Certificate of Service of Order promptly thereafter.  
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16 **IT IS SO ORDERED:**

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20 **HONORABLE MAXINE M. CHESNEY**  
21 United States District Court Judge  
22 Northern District of California  
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Date: February 19, 2008

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**PLAINTIFF'S APPLICATION FOR AN ORDER EXTENDING  
TIME TO COMPLETE SERVICE; AND ORDER (Proposed)**